BILL NO. S-89-02-21

SPECIAL ORDINANCE NO. S-46-89

AN ORDINANCE approving the awarding of Reference #1364 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and **SERVICE SUPPLY, LTD.** for the Traffic Engineering Department

NOW, THEREFORE, BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA;

SECTION 1. That Reference #1364 between the City of Fort Wayne, by and through its Department of Purchasing and **SERVICE SUPPLY, LTD.**, for respectfully for:

> **the purchase of pavement marking materials for the Traffic Engineering Department;**

involving a total cost of Thirty-Four Thousand Two Hundred Thirty-Two and no/100 Dollars ($34,232.00), all as more particularly set forth in said Reference #1364 which is on file in the Office of the Department of Purchasing, and is by reference incorporated herein, made a part hereof, and is hereby in all things ratified, confirmed and approved.

SECTION 2. That this Ordinance shall be in full force and effect from and after its passage and any and all necessary approval by the Mayor.

Councilmember

APPROVED AS TO FORM
AND LEGALITY

J. Timothy McCaulay, City Attorney

REF NO.: 1364

DEPT.: TRAFFIC ENGINEERING

DATE: 01/10/89

ITEM/SERV.: PAVEMENT MARKING MAT'L

PURCHASING INFORMATION

ADVERTISED BID: YES

DATES ADVERTISED: 1/13/89 & 1/20/89

OPENING DATE: 2/2/89

WRITTEN QUOTE:

DUE DATE:

VERBAL QUOTE:

NO. OF VENDORS NOTIFIED: 11

NO. OF VENDORS REQUESTING BID INFO: 8

NO. OF VENDORS RESPONDING: 3

NO. OF VENDORS DISQUALIFIED: 1

NO. OF VENDORS NOT RESPONDING: 8

DATE SENT TO DEPT. FOR REOMMENDATION: 02/06/89

DATE RECOMMENDATION REC'D IN PURCHASING: 02/08/89

DATE INFO SENT TO LAW DEPT.: 02/08/89

INTRODUCTION DATE: 02/14/89

DISCUSSION DATE:

PASSAGE DATE:

ORDINANCE NO.:

AMOUNT APPROVED AND/OR SPENT LAST YEAR: $26267.00
(IF APPLICABLE)

REFERENCE NO. 1364
TRAFFIC ENGINEERING
PAVEMENT MARKING MAT'L

DESCRIPTION	QTY	AEXCEL CORP		SERVICE SUPPLY		LINEAR
NON-REF. WHITE	250	$4.00	$1,000.00	$4.92	$1,230.00	DISQ. DUE
NON-REF. YELLOW	200	$3.83	$766.00	$4.52	$904.00	TO FRONT
HIGH VIS. WHITE	13585	$4.49	$60,996.65	$4.80	$65,208.00	PAGE BEING
HIGH VIS. YELLOW	6380	$4.21	$26,859.80	$4.51	$28,773.80	INCORRECT
			$89,622.45		$96,115.80	

INVITATION TO BID
DEPARTMENT OF PURCHASING
CITY OF FORT WAYNE, ALLEN COUNTY, INDIANA
ONE MAIN STREET - ROOM 350
219-427-1101

BID OPENING DATE: February 2, 1989 @ 11:00 AM BID REFERENCE # 1364

BIDS SHOULD BE DELIVERED TO DEPARTMENT OF PURCHASING, ROOM 350, CITY-COUNTY BUILDING UP TO 11:00 A. M., ON OR BEFORE OPENING DATE.

SEALED BIDS WILL BE OPENED PUBLICLY AT 11:01 A.M. IN THE BOARD OF WORKS AND SAFETY CONFERENCE ROOM ON THE THIRD FLOOR OF THE CITY-COUNTY BUILDING. "NO LATE BIDS WILL BE ACCEPTED AFTER 11:00 A.M. FOR ANY REASON WHATSOEVER."

THIS INVITATION FOR BID IS FOR High viscosity, non-tracking, fast drying pavement marking material

AND REQUESTED BY Traffic Engineering.

PLEASE RETURN THIS FORM AND/OR ANY OF THE OTHER FORMS AS REQUESTED ON THE THE SHEET OF CONTENTS WITH YOUR SEALED BID.

THIS BID REQUIRES A X 5% BID BOND, CERTIFIED CHECK, OR CASHIER'S CHECK OF ALL BIDDERS.

THIS BID REQUIRES A _____ 100% PERFORMANCE BOND OF SUCCESSFUL BIDDER(S).

PROMPT PAYMENT DISCOUNTS WILL BE ALLOWED AS FOLLOWS: N/A %
IF PAID WITHIN _____ DAYS.

THE CITY OF FORT WAYNE IS EXEMPT FROM FEDERAL EXCISE AND INDIANA STATE SALES TAX. THE CITY'S INDIANA SALES TAX EXEMPTION CERTIFICATE NUMBER IS 356-001-255-0013. PRICES SHOULD NOT INCLUDE THESE TAXES.

THE EXECUTION HEREOF BY THE BIDDER IS ACCEPTANCE OF ALL TERMS AND CONDITIONS HEREIN AND IN THAT REGARD THE BIDDER AGREES TO BE BOUND BY SAME AND BE BOUND TO THE AMOUNT OF HIS/HER BID FOR A PERIOD OF NINETY (90) DAYS.

FIRM NAME SERVICE SUPPLY, LTD.

STREET ADDRESS 1524 S. HAMILTON ROAD

CITY COLUMBUS, OHIO 43227

BY Ben Groves PHONE 1-800-848-7556
REPRESENTATIVE SIGNATURE
Secretary-Treasurer

OFFICE OF CITY TRAFFIC ENGINEER

FORT WAYNE, INDIANA

SPECIFICATIONS FOR FURNISHING HIGH VISCOSITY, NON-TRACKING FAST DRYING PAVEMENT MARKING MATERIAL

GENERAL REQUIREMENTS:

SCOPE: This purchase description covers a specifically formulated, heavily pigmented binder which when applied either during daytime or nighttime hours, with specialized marking equipment, shall virtually eliminate the need for wet-line protection and its subsequent congestion of traffic.

APPLICATION: The reflective surface shall be obtained by applying optical glass spheres in a specified ratio onto and into the specially formulated pigmented binder after the binder application, but in one operation, so as to produce maximum adhesion, refraction, and reflection at the minimum of curing time.

PREVIOUS SUCCESSFUL EXPERIENCE: The successful supplier shall be required to submit satisfactory evidence of previous successful application, and must show satisfactorily his ability to fulfill the specified requirements herein set forth, and give names of at least three (3) users and the location of applications. Users shall be construed as a customer that has used at least 5,000 gallons of this material.

PROTECTION: The manufacturer shall assume all costs arising from the use of patented materials, equipment, devices, or processes used on, or incorporated in the work, and agrees to indemnify and save harmless the department and its duly authorized agents from suits of law, or action of any nature for, or on account of, the use of any patented materials, equipment, devices or processes.

APPLICABLE SPECIFICATIONS AND OTHER PUBLICATIONS:

GENERAL: The following specifications and publications of the issue in effect on date of invitation for bids shall form a part of the specification to the extend specified herein.

The paint shall provide the proper anchorage for glass beads when paint is applied at the rate of 15 mil $\pm$ 2 (wet thickness) on a smooth asphalt or concrete pavement when the beads are applied at the rate of 4 - 8 lbs. per gallon of paint used. (Beads are to be pressure applied immediately at the trailing edge of the paint.) The 15 $\pm$ 2 mil wet thickness shall yield a minimum of 9 mil dry film thickness without glass beads. The paint shall show no evidence of excessive settling, livering or skinning upon

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storage in the sealed container as received. The paint must be able to be remixed within 9 months and reincorporate all pigments and solvents, etc. so the paint will meet original specifications and can be applied with the specialized equipment.

The vendor shall replace all paint which has within 9 months become unfit to use, either due to leakage of containers or any other reason not due to handling by user. (At no cost to the D.O.T.).

VISCOSITY: The consistency of the paint shall conform to the following when tested in accordance with Federal Standard 141, Method 4281:

Temperature	Kreb Units
At 77 degrees fahrenheit	90 - 105 K.U.

NO-TRACKING TIME: The paint shall dry to a no-tracking condition in 20 to 45 seconds when applied to smooth textured (sand texture or as smooth) asphalt or concrete pavement surface at a wet film rate of 15 $\pm$ 2 mils. Application of glass beads shall be at a rate of 4 to 6 pounds per gallon of paint. The paint lines for this test shall be applied at paint temperatures between 110° F. to 160° F. at the spray orifice.

The no-tracking time limits shall not be exceeded when the pavement temperature varies from 35° F. to 140° F. and under all humidity conditions providing the pavement is dry. The no-tracking time shall be determined by passing over the line applied as above in a simulated passing maneuver with a passenger car.

Minor tracking which shows no visual depositing of the paint to the pavement surface when viewed from a distance of 50 feet shall be considered as showing no-tracking and conforming to the requirement for field drying conditions.

FLEXIBILITY: The flexibility shall be run in accordance with Federal Specification TT-P-116C, with the exception that magnification shall be used for examination.

DRY OPACITY: The paint shall have a minimum contrast ratio of 0.96 when applied at a wet film thickness of 0.005 inch and tested in accordance with Federal Test Method Standard No. 141-a, Method 4121, Section 4.2, Procedure B (except the use of a suction box to be omitted).

DIRECTIONAL REFLECTANCE: The daylight reflectance of the paint, without glass spheres, shall not be less than 84% for white and not less than 50% for yellow relative to magnesium oxide when tested in accordance with Federal Standard No. 141-a, Method 6121.

ABRASION RESISTANCE: The paint shall satisfactorily pass the following abrasion resistance test: Four (4) plate samples for each lot shall be prepared for testing on the Tabor Abrader. The paint shall be applied by a drawndown blade having a clearance of .026 inch. The paint abrasion samples shall be then air dried for approximately 30 minutes and baked at 105° C. for 18 hours. After this time, the plates shall be cleaned, dressed, weighed and abraded for 1000 cycles. After abrading, the samples shall be cleaned with a soft brush and weighed again. The corresponding average weight loss for the four (4) plates shall not exceed 50 milligrams per plate. The Tabor Abrader shall be operated with 500 gram weights and CS-10 wheels on the machine.

GLASS BEAD ADHESION: Both white and yellow paint shall require not less than 100 liters of sand for removal of the paint film. The test for paint adhesion shall be conducted in accordance with TT-P-85-d, Section 4.3.6 Test for Abrasion Resistance, except with 4.3.6.2 does not apply.

BLEEDING: The white and yellow paint shall have a minimum bleeding ratio of 0.95 when tested in accordance with Federal Specification TT-P-85-d. The asphalt saturated felt shall conform to Federal Specification HH-F-191.

TOTAL NON-VOLATILE: The white and yellow paint shall have a minimum of 70 percent total non-volatiles when tested in accordance with Federal Standard 141-a, Method 4041.1.

COMPOSITION: The composition of the pigments and vehicles of the paint are at the option of the manufacturer just so long as maximum durability is obtained, and the binder conforms with the requirements herein specified.

The white and black paint shall conform to the standard Federal Department of Transportation colors for traffic paint. The yellow traffic paint shall conform to Federal Color Chip No. 33538 (Federal Standard No. 595).

The white paint shall contain not less than 1.0 pounds of titanium dioxide pigment per gallon with a minimum of 92% TiO_2 content and shall meet ASTM specification D-476-73 Types II, III, or IV rutile.

The yellow paint shall contain not less than 1.0 pounds of medium chrome yellow per gallon. The medium chrome yellow pigment shall meet ASTM-D-211-67 Type III, 87% minimum Pb CrO_4.

PERCENT PIGMENT: The percent pigment shall not be less than 52% nor more than 58% when determined by Federal Test Standard No. 141, Method 4021 - use extraction mixture "A" (by volume) 9 parts, dichloromethane (methylene chloride) 1 part.

WEIGHT PER GALLON: The pigmented binder shall weigh not less than twelve pounds per gallon at 25 C. This shall be determined

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in accordance with Method 4184 of Federal Test Method Standard No. 141.

VEHICLE SOLIDS PERCENT ON VEHICLE: The vehicle solids percent on vehicle shall not be less than 38% when determined by Federal Standard No. 141-a, Method 4053.

CONTAINER FOR PAINT: The paint shall be supplied in new removable head 55 gallon drums which conform to ICC specification 17-H. The drums shall be filled with 55 gallons of pigmented binder. Volume measurements shall be based on 77° F. Each drum shall show true weight, gross weight, net weight, equivalent net gallons, name and address of manufacturer, and batch number. Drums shall be provided with insert gaskets, of a foam rubber type which will prevent the paint from skinning during storage, and leaking when drums are rolled horizontally for mixing. Drums shall be equipped without side locking rings or clamps.

PAINT SETTLING: Samples of paint from qualification and production batches shall not have a value rating of less than 6 when tested by ASTM-D-1309.

SKINNING: The paint shall not skin within 48 hours in a three-quarters filled, tightly closed container.

EQUIPMENT PROTECTION BOND: The vendor shall submit an equipment protection bond in the amount of $10,000.00 which binds the surety to pay to the City of Fort Wayne, Indiana, any costs incurred shall the vendor's materials cause any damage to the department's specialized road striping machine. The vendor shall attach the completed and executed protection bond to his bid. Failure to submit the bond with the bid shall cause the bid to be declared irregular, and it will not be recognized.

PACKAGING: The containers for the pigmented binder shall be supplied in removable-lid, fifty-five gallon (55 gallon) containers, with fifty-five gallons (55 gallons) of pigmented binder which conforms to I.C.C. Specification 17-H. The fifty-five gallon container shall be shipped with 600-660 pounds of pigmented binder. The containers as received shall have enough free space to allow the emersion of pumping equipment without causing the pigmented binder to spill over the edge. The drum covers shall be such that they can be easily resealed after partial use of its contents.

SOLVENTS: The proposal submitted shall indicate the name or number of appropriate solvents or cleaners for the pigmented binder, indicating the sources and approximate costs thereof.

SERVICE TECHNICIAN: As proper application is deemed essential to the success of this process, the manufacturer shall provide at least one experienced technician with experience to instruct in the application of this type of material only and this experience shall exclude and not include experience on standard traffic

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paints in general usage. The technician shall be thoroughly familiar with the specialized application equipment and the materials, and shall have had a minimum of five years successful experience in placing of reflective markings and the use of reflective marking equipment.

OPTIONAL RENEWAL: By mutual agreement between the City and the contractor, the contract period may be extended for an additional period not to exceed one (1) year. However, the agreement to extend must be completed in writing not less than fifteen (15) days prior to January 1, 1990. The contract may be extended only at the same price and under the same conditions governing the original contract. Estimated requirements for the optional renewal period herein are estimated to approximate the estimated quantities set forth in the initial contract period; however, as provided above, the estimated amount shall in no way govern the amount required during an optional renewal period.

REFLECTIVE AND NON-REFLECTIVE PAVEMENT MARKING MATERIAL: For furnishing during the period of the contract and at the prices indicated, the requirements of the commodities listed herein which may be required by the Traffic Engineering Department of the City and/or the County of Allen from time to time. It is understood that the quantities are approximate only and in no way shall govern the amount required during the period of the contract.

DELIVERY AND CONTRACT PERIOD: The commodity shall be delivered to the City as needed and ordered beginning on the date of the contract award and ending December 31, 1989. Each release for delivery shall be evidenced by a regular purchase order issued by or on behalf of the using department. Delivery of all items stated upon the purchase order shall be guaranteed to be completed within thirty (30) days after date of purchase order.

PRICING-INVOICING: The bidder's prices shall include all delivery charges and submitted in the bidder's proposal section included herein. Invoices must be submitted to the using department together with the City's standard claim form for that department.

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BIDDERS PROPOSAL SECTION

REFLECTIVE AND NON-REFLECTIVE PAVEMENT MARKING MATERIAL

ESTIMATED QUANTITY	COLOR	TYPE OF MATERIAL	PRICE PER GAL F.O.B. FT. WAYNE	TOTAL
250 Gallons (5 gal. pails) (50 pails)	White	Non-Reflective	* $4.92	$ 1,230.00
200 Gallons (5 gal. pails) (40 pails)	Yellow	Non-Reflective	* 4.52	904.00
*13,585 Gallons (55 gal drums) (55 gal per drum)	White	High Viscosity Non-Tracking Fast Drying Pavement Marking Material	4.80	65,208.00
** 6,380 Gallons (55 gal drums) (55 gal per drum)	Yellow	High Viscosity Non-Tracking Fast Drying Pavement Marking Material	4.51	28,773.80

*6,600 Gallons of this item is included for Allen County Highway Dept. Purchase and Use.

*2,585 Gallons of this item is included for Board of Aviation Purchase and Use.

**3,630 Gallons of this item is included for Allen County Highway Dept. Purchase and Use.

**550 Gallons of this item is included for Board of Aviation Purchase and Use.

*PRICE APPLICABLE ONLY WHEN ORDERED WITH EITHER THE 13,585 OR 6,380 GALLONS OF HI VISCONSITY PAINT. NOT APPLICABLE IF ORDERED AS SEPARATE SHIPMENT.

COMPLIANCE IS FURNISHED BY SHERWIN WILLIAMS, BALTIMORE PAINT DIVISION.

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SERVICE

JAN 2 7 89

IN BUSINESS FO
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CERTIFICATE OF COMPLIANCE FOR

REFLECTORIZED PAVEMENT MARKING PAINTS
(to be attached with all papers on bid quotes)

To: Office of City Traffic Engineer
Room 740, City-County Building
Fort Wayne, IN 46802

Having Authority to act for the Baltimore Paint & Chemical Co. Div. Sherwin-Williams Company (Company Name)

_____, of 2325 Hollins Ferry Road (Address)

Baltimore, Md. 21230, I do hereby certify that the Reflectorized Pavement Marking Paints submitted under this contract by the aforementioned company do conform and meet the specification as set forth for this contract. *

I further certify that said paints are manufactured by Baltimore Paint & Chemical Company, and have been tested by a bonafide Testing Laboratory, and so meet the standards set forth in the specifications.

(Signature) Jon Peter

Name Jon Peter

Title Technical Director

For the Baltimore Paint & Chemical Co. Div. Sherwin-Williams Co.

of Baltimore, Md. 21230

*Except weight/gallon - white - will be 11.9 ± 0.2 lbs.
yellow - will be 12.0 ± 0.2 lbs.

Prescribed by the State Board of Accounts

Form No. 95 (Revised 1987)

BID, OFFER OR PROPOSAL FOR SALE OR LEASE OF MATERIALS

(Defined at I.C. 36-1-2-9.5)
(Please type or print)

Date: January 27, 1989

1. Governmental Unit: City of Fort Wayne, Indiana
2. County:
3. Bidder (Firm): SERVICE SUPPLY, LTD.
   Address: 1524 S. Hamilton Rd.
   City/State: Columbus, OH 43227
4. Telephone Number: 1-800-848-7556
5. Agent of Bidder (If applicable): Ben Groves, Secretary-Treasurer

Pursuant to notices given, the undersigned offers bid(s) to The City of Fort Wayne (Governmental Unit) in accordance with the following attachment(s) which specify the class or item number or description, quantity, unit, unit price and total amount.

The contract will be awarded by classes or items, in accordance with specifications. Any changes or alterations in the items specified will render such bid void as to that class or item. Bidder promises that he has not offered nor received a less price than the price stated in his bid for the materials included in said bid. Bidder further agrees that he will not withdraw his bid from the office in which it is filed. A certified check or bond shall be filed with each bid if required, and liability for breach shall be enforceable upon the contract, the bond or certified check or both as the case may be.

/Ben Groves
Signature of Bidder or Agent
Secretary-Treasurer

BID OFFER OR PROPOSAL

Attach separate sheet listing each item bid based on specifications published by governing body. Following is an example of the bid format:

Class or Item	Quantity	Unit	Description	Unit Price	Amount

NON-COLLUSION AFFIDAVIT

STATE OF ~~INDIANA~~ OHIO)
) SS:
Franklin COUNTY)

The undersigned bidder or agent, being duly sworn on oath, says that he has not, nor has any other member, representative, or agent of the firm, company, corporation or partnership represented by him, entered into any combination, collusion or agreement with any person relative to the price to be bid by anyone at such letting nor to prevent any person from bidding nor to induce anyone to refrain from bidding, and that this bid is made without reference to any other bid and without any agreement, understanding or combination with any other person in reference to such bidding.

He further says that no person or persons, firms, or corporation has, have or will receive directly or indirectly, any rebate, fee, gift, commission or thing of value on account of such sale.

SERVICE SUPPLY, LTD.
Bidder (Firm)
/Ben Groves Secretary-Treas.
Signature of Bidder or Agent

Subscribed and sworn to before me this 27TH day of JANUARY, 19 89.

My Commission Expires: JULY 25, 1993

County of Residence: LICKING

/Linda L. Kroonemeyer
Notary Public

LINDA L. KROONEMEYER
Notary Public Printed Name

ACCEPTANCE

There now being sufficient unobligated appropriated funds available, the contracting authority of _____ (Governmental Unit) hereby accepts the terms of the attached bid for Classes or Items numbered _____ and promises to pay the undersigned bidder upon delivery the price quoted for the materials stipulated in said bid.

Date: _____

Contracting Authority Members:

_____ _____

_____ _____

_____ _____

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BID BOND

Approved by The American Institute of Architects,
A.I.A. Document No. A-310 (Feb. 1970 Edition)

The Continental Insurance Companies

KNOW ALL MEN BY THESE PRESENTS,

That we Service Supply LTD
1524 S. Hamilton Rd. Columbus, OH 43227 as Principal, hereinafter called the Principal,
and Buckeye Union Insurance Company
of Columbus
a corporation duly organized under the laws of the State of Ohio, as Surety, hereinafter called the Surety, are held
and firmly bound unto The City of Fort Wayne, Indiana

, as Obligee, hereinafter called the Obligee,
in the sum of Five Thousand.....00/100 Dollars
($ 5,000.00....), for the payment of which sum well and truly to be made, the said Principal and the said Surety, bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

WHEREAS, the Principal has submitted a bid for High Viscosity, Non-Tracing, Fast Drying Pavement Marking Material.

NOW, THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the bidding or contract documents with good and sufficient surety for the faithful performance of such contract and for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect.

Signed and sealed this 27th day of January A. D. 19 89

Service Supply LTD (Seal)
(Principal)

Bonita J. Herkel (Witness)

Ben Groves Secretary-Treasurer
(Title)

Buckeye Union Insurance Company (Seal)
(Surety)

Melissa J. Graham (Witness)

Richard Gray (Title)
Richard Gray attorney-in-fact

The Buckeye Union Insurance Company

180 Maiden Lane, New York, New York 10038

GENERAL POWER OF ATTORNEY

Know all men by these Presents, That THE BUCKEYE UNION INSURANCE COMPANY has made, constituted and appointed, and by these presents does make, constitute and appoint

Richard Gray of Dover, Ohio

its true and lawful attorney, for it and in its name, place, and stead to execute on behalf of the said Company, as surety, bonds, undertakings and contracts of suretyship to be given to

All Obligees

provided that no bond or undertaking or contract of suretyship executed under this authority shall exceed in amount the sum of

Unlimited Dollars

This Power of Attorney is granted and is signed and sealed by facsimile under and by the authority of the following Resolution adopted by the Board of Directors of the THE BUCKEYE UNION INSURANCE COMPANY on the 10th day of February, 1975:

RESOLVED, that the Chairman of the Board, Vice Chairman of the Board, the President, any Vice President, any Assistant Vice President or any Secretary be and each or any of them hereby is authorized to execute Powers of Attorney qualifying the attorney named in the given Power of Attorney to execute in behalf of THE BUCKEYE UNION INSURANCE COMPANY bonds, undertakings and all contracts of surety; and that any Assistant Vice President, Secretary or Assistant Secretary be and that each or any of them hereby is authorized to attest to the execution of any such Power of Attorney, and to attach thereto the seal of the Company, and

FURTHER RESOLVED, that the signatures of such officers and the seal of the Company may be affixed to any such Power of Attorney or to any certificate relating thereto by facsimile, and any such Power of Attorney or certificate bearing such facsimile signatures or facsimile seal shall be binding upon the Company when so affixed and in the future with regard to any bond, undertaking or contract of suretyship to which it is attached."

In Witness Whereof, THE BUCKEYE UNION INSURANCE COMPANY has caused its official seal to be hereunto affixed, and these presents to be signed by one of its Vice Presidents and attested by one of its Assistant Vice Presidents this 1st day of May, 1985.

THE BUCKEYE UNION INSURANCE COMPANY

Attest:

By

Robert W. Adler, Sr., Assistant Vice President

Michael J. Beernaert, Vice President

STATE OF NEW YORK }
COUNTY OF NEW YORK } ss.:

On this 1st day of May, 1985, before me personally came Michael J. Beernaert, to me known, who being by me duly sworn, did depose and say that he is a Vice President of THE BUCKEYE UNION INSURANCE COMPANY, the corporation described in and which executed the above instrument; that he knows the seal of the said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by order of the Board of Directors of said corporation and that he signed his name thereto by like order.

ETHEL TARANTO
NOTARY PUBLIC, State of New York
No. 24-4663117 Qual. in Kings County
Commission Expires March 30, 1986

CERTIFICATE

I, the undersigned, an Assistant Vice President of THE BUCKEYE UNION INSURANCE COMPANY, an Ohio corporation, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney remains in full force and has not been revoked; and furthermore that the Resolution of the Board of Directors, set forth in the said Power of Attorney, is now in force.

Signed and sealed at the City of New York, in the State of New York. Dated the 27th day of Jan. ,19 89

James M. Keane, Assistant Vice President

ATTACHMENT C

CERTIFICATION OF BIDDER/VENDOR

The undersigned, on behalf of SERVICE SUPPLY, LTD., does hereby make the following representations to the City of Fort Wayne, Indiana.

WHEREAS, it is acknowledged that the Common Council of the City of Fort Wayne, Indiana, has passed an ordinance condemning the apartheid policies of the country of South Africa;

WHEREAS, Council's ordinance requires that all persons, firms or corporations submitting bids to the City, for goods and services, certify, as part of the bid, that such entity does not support the policies of apartheid in South Africa.

The undersigned states, on behalf of SERVICE SUPPLY, LTD., that he does not support or endorse the policy of apartheid in South Africa.

IN WITNESS WHEREOF, this Certification has been signed this 27th day of January, 1989.

SERVICE SUPPLY, LTD.
(Name of Bidder/Vendor)

Ben Groves Secretary-Treasurer
(Name and Title of Person Signing)

General Bid Form.
Form Prescribed by State Board of Accounts.

Revised Form No. 95 (1964)

BID, OFFER OR PROPOSAL
on
MATERIAL OR MATERIALS, EQUIPMENT, GOODS OR SUPPLIES

Fort Wayne, Indiana, January 27, 19 89

To City of Fort Wayne, Indiana
State Name, official position and municipality

Pursuant to notices given, the undersigned proposes to furnish the material or materials, equipment, goods or supplies as per said notices and specification now on file in the office of _____
State name official position and municipality

and as per copy thereof, hereto attached, or as described herein for the following amount:

(State the class or item number or an exact description of the material or materials, equipment, goods or supplies to be furnished and amount of bid on each article.)

or Item	Quantity	Unit	Quality — Description	Unit Price	Amount
1.	250	Gal.	WHITE - Non-Reflective Traffic Paint (Total of 50 Pails) *	$4.92	$ 1,230.00
2.	200	Gal.	YELLOW - Non-Reflective Traffic Paint (Total of 40 Pails) *	4.52	904.00
3.	13,585	Gal.	WHITE - High Viscosity Non-Tracking Fast Drying Pavement Marking Material (55 Gals. per Drum)	4.80	65,208.00
4.	6,380	Gal.	YELLOW - High Viscosity Non-Tracking Fast Drying Pavement Marking Material (55 Gals. per Drum)	4.51	28,773.80
			TOTAL OF		96,115.80 DELIVERED

UNIT PRICE PREVAILS.

*PRICE APPLICABLE ONLY WHEN ORDERED WITH EITHER THE 13,585 OR 6,380 GALLONS OF HI VISCONSITY PAINT. NOT APPLICABLE IF ORDERED AS SEPARATE SHIPMENT.

PAINT MANUFACTURED BY SHERWIN WILLIAMS, BALTIMORE PAINT DIV.

SERVICE SUPPLY, LTD.

Ben Groves

Ben Groves
Secretary-Treasurer

IF MORE SPACE IS NEEDED — ATTACH SEPARATE SHEET

Read the first time in full and on motion by Henry, seconded by Stier, and duly adopted, read the second time by title and referred to the Committee on Finance (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council ~~Conference~~ Room 128, City-County Building, Fort Wayne, Indiana, on _____, the _____, day of _____, 19____, at _____ o'clock ____.M.,E.S.T.

DATED: 2-28-89

Sandra E. Kennedy
SANDRA E. KENNEDY, CITY CLERK

Read the third time in full and on motion by Henry, seconded by Stier, and duly adopted, placed on its passage. PASSED ~~LOST~~ by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT
TOTAL VOTES	9			
BRADBURY	✓			
BURNS	✓			
GiaQUINTA	✓			
HENRY	✓			
LONG	✓			
REDD	✓			
SCHMIDT	✓			
STIER	✓			
TALARICO	✓			

DATED: 3-14-89

Nadyda Eshcoff
~~SANDRA E. KENNEDY, CITY CLERK~~ Deputy

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as ~~(ANNEXATION)~~ ~~(APPROPRIATION)~~ ~~(GENERAL)~~ ~~(SPECIAL)~~ ~~(ZONING MAP)~~ ORDINANCE ~~RESOLUTION~~ NO. S-46-89 on the 14th day of March, 1989,

ATTEST

Nadyda Eshcoff
~~SANDRA E. KENNEDY, CITY CLERK~~ Deputy

SEAL

Charles B. Redd
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 15th day of March, 1989, at the hour of 3:00 o'clock P.M.,E.S.T.

Nadyda Eshcoff
~~SANDRA E. KENNEDY, CITY CLERK~~ Deputy

Approved and signed by me this 17th day of March, 1989, at the hour of 11:45 o'clock A.M.,E.S.T.

PAUL HELMKE, MAYOR

DIGEST SHEET S-89-02-21

TITLE OF ORDINANCE: Special

DEPARTMENT REQUESTING ORDINANCE: Purchasing

SYNOPSIS OF ORDINANCE: An ordinance approving the award of Reference No. 1364 with respect to the purchase of pavement marking materials for the Traffic Engineering Department for 1989. The cost reflects the most responsible of three (3) vendors.

EFFECT OF PASSAGE: Materials used to mark streets.

EFFECT OF NON-PASSAGE: If certain streets are not properly identified with center lines, lane lines, edge lines, and turn lane arrows; motorists would become confused, thus resulting in delay, congestion and potential traffic accidents. The City would also be vulnerable to civil liability action.

MONIES INVOLVED: Service Supply $34,232.00

SOURCE OF FUNDING: Traffic Engineering
138-011-OFFC-4275

PRIOR APPROVAL: DATE:
(IF APPLICABLE)

BILL NO. S-89-02-21

REPORT OF THE COMMITTEE ON FINANCE

THOMAS C. HENRY, CHAIRMAN
MARK E. GiaQUINTA, VICE CHAIRMAN
BRADBURY, SCHMIDT, STIER

WE, YOUR COMMITTEE ON FINANCE TO WHOM WAS

REFERRED AN (ORDINANCE) (~~RESOLUTION~~) approving the awarding of Reference #1364 by the City of Fort Wayne, Indiana, by and through its Department of Purchasing and SERVICE SUPPLY, LTD. for the Traffic Engineering Department

HAVE HAD SAID (ORDINANCE) (~~RESOLUTION~~) UNDER CONSIDERATION AND BEG LEAVE TO REPORT BACK TO THE COMMON COUNCIL THAT SAID

(ORDINANCE) (~~RESOLUTION~~)

DO PASS	DO NOT PASS	ABSTAIN	NO REC
Thomas C. Henry			
Janet G. Bradbury			

DATED: 3-14-89

Sandra E. Kennedy
City Clerk